

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**



a below-named inventor, I hereby declare that:

My residence, post-office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHODS AND DEVICES FOR MAINTAINING AN OPEN AIRWAY**

the specification of which

(check one)

is attached hereto.

was filed on: October 12, 2004

as Application No.: 10/711,886

and was amended on: \_\_\_\_\_  
*(if applicable).*

I hereby state that I have reviewed and understand the contents of the above-identified application specification, including the claims, as amended by any amendment specifically referred to herein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

**CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(s)**

I hereby claim the benefit under Title 35, United States Code §120, of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United State Code, §112, I acknowledge the duty to disclose all information that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56, and which became available to me between the filing date of the prior application and the national or PCT international filing date of this application:

Such U.S./PCT application have been filed as follows:

Application Number	Date of Filing	Status (Patented/Pending/Abandoned)
10/769,180	January 30, 2004	Pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint all practitioners at **Customer Number 021125**, all of Nutter, McClellan & Fish, LLP, World Trade Center West, 155 Seaport Boulevard, Boston, Massachusetts 02210-2604, jointly, and each of them severally, my attorneys at law/patent agent(s), with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U. S. Patent and Trademark Office connected therewith.

Please mail all correspondence to Lisa J. Michaud at **Customer Number 021125**, whose address is:

Nutter, McClellan & Fish, LLP  
World Trade Center West  
155 Seaport Boulevard  
Boston, Massachusetts 02210-2604

Please direct telephone calls to: Lisa J. Michaud at (617) 439-2550

Please direct facsimiles to: Lisa J. Michaud at (617) 310-9550

FULL NAME OF FIRST INVENTOR:	Yandong Jiang
INVENTOR'S SIGNATURE:	
DATE:	
RESIDENCE:	42 Park St., North Reading, MA 01864
COUNTRY OF CITIZENSHIP:	CHINA
POST OFFICE ADDRESS:	same as above

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